IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

C.R. No. 6400 of 2006
Date of decision : 30.11.2006.

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Parties Name

Bhupinder Singh

..... Petitioner

vs.

Rabir Garg and another

.....Respondents

Coram: Hon'ble Mr. Justice S.N. Aggarwal

Present: Sh. A.S. Syan, Advocate
for the petitioner.

...

S.N. Aggarwal, J. (Oral)

Submits that the petitioner is the plaintiff in the learned trial Court. His evidence has been closed by order by the learned trial Court on 9.10.2006. Further submits that the case is fixed in the learned trial Court for 8.12.2006 and if one opportunity is granted to the petitioner on payment of costs, then he will produce the evidence at his own responsibility and close the same.

If notice is granted to the respondents, it will delay the disposal of this revision petition. It will also delay the disposal of the civil suit pending in the learned trial Court since 2003. In the interest

of justice, the petitioner should be granted an opportunity to produce the evidence, while the opposite side can be compensated by payment of costs.

In these circumstances, this petition is accepted subject to the payment of costs of Rs.2,000/-. The petitioner would make the payment of this amount on 8.12.2006 in the learned trial Court for onward payment to the contesting respondents. On that date, the learned trial Court shall grant one opportunity of about 15 days to the petitioner for producing the evidence at his own responsibility and closing the same. If the petitioner fails to make the payment of costs or fails to produce the evidence at his own responsibility and close the same, as stipulated above, then he will not be entitled to any other adjournment for this purpose.

A copy of the order be given dasti on payment of usual charges.

(S.N.Aggarwal)
Judge

30.11.2006.
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